

GAHC010128202022



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Cont.Cas(C)/357/2022

GANESH HALAY AND 4 ORS.
S/O- DINESH HALAY,
R/O- BAREIGAON, TAMULPUR, BAKSA, PIN-781367

2: RIJUL HAQUE
S/O- SAFAT ALI

R/O- GERUA
TAMULPUR
PIN-781367

3: PINAKI DEKA
D/O- LATE SANTA SING DEKA

R/O- SARAGAON
NAGAON
PIN-782103

4: JUNMONI LAHON BORAH
D/O- UPEN LAHON

R/O- VILLAGE BHEHPARA
DHEMAJI
PIN-787057

5: MINU BORGOHAIN
D/O- LAKHESWAR BORGOHAIN
R/O- PANITOLA
NARABIL
DHEMAJI
PIN-78705

VERSUS

NIRAJ VERMA, IAS AND ANR.
PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM, POWER
(ELECTRICITY) DEPARTMENT, DISPUR, ASSAM, PIN- 781006.

2:RAKESH KUMAR IAS
MANAGING DIRECTOR
ASSAM POWER DISTRIBUTION CORPORATION LIMITED (APDCL)
BIJULEE BHAWAN
GUWAHATI
PIN-78100

Advocate for the Petitioner : MR H K NATH

Advocate for the Respondent : MR. P N GOSWAMI (r-1,2)

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 26.06.2024

Heard Ms. S.Sharma, learned counsel for the petitioner and Mr. D.Das, learned counsel for the respondents.

Mr. D. Das has furnished a copy of the speaking order dated 02.06.2023 issued in pursuance to the directions passed by this Court vide order dated 03.01.2022 in WP(C) No. 1813/2020.

A perusal of the same would reveal that the directions as passed by this court has been complied with and the said speaking order does not reflect commission of any willful and or deliberate violation of the order. Mr. Das has also placed an office order dated 02.12.2023 by which the remuneration for outsourced workers have enhanced in the manner as indicated herein.

Ms. S. Sharma, learned counsel for the petitioner has submitted that after issuing the said office order dated 02.12.2023, in terms of the direction passed

by this court in the above noted writ proceeding, the respondents have vide office order dated 28.02.2024 limited the period of engagement of the outsourced manpower for 89 days only which she contends is not in tune with the directions passed by this court.

Having noticed the said developments taking place in the matter and the decision as taken by the respondents, this Court finds that there is no willful and or deliberate violation of the orders passed by this court in the above noted writ petition and accordingly, the contempt petition stands closed.

Liberty, however, is reserved with the petitioner to present a challenge to the speaking order dated 02.06.2023 along with the office order dated 02.12.2023 and the office order 28.02.2024 by way of filing an appropriate application.

A copy of the speaking order dated 02.06.2023, office order 02.12.2023 and office order dated 28.02.2024 are kept on record and marked as 'A', 'B' and 'C' respectively.

JUDGE

Comparing Assistant